

**260 WELLESLEY CLASS ACTION  
NOTICE OF SETTLEMENT APPROVAL**

**SHORT FORM NOTICE  
NOTICE OF SETTLEMENT APPROVAL IN THE 260 WELLESLEY CLASS ACTION**

**TO ALL TENANTS, RESIDENTS OF OR VISITORS TO 260 WELLESLEY ON  
JANUARY 22, 2019**

*This is a Court authorized notice. This is not a solicitation from a lawyer.*

**READ THIS NOTICE CAREFULLY AS IT MAY AFFECT YOUR LEGAL RIGHTS**

**1. Why was this notice issued?**

This Class Action was certified by Court Order dated March 6, 2020.

The Defendants have agreed to pay the all-inclusive sum of up to **\$935,000.00** in full and final settlement of all claims, including Class Counsel fees and Claims Administration Fees, in return for comprehensive release from the Class and the Ontario Ministry of Health, and a dismissal of the class action.

The Settlement Amount less administration costs and Class Counsel Fees will be distributed in accordance with the Court approved **Distribution Protocol** which is Schedule A to the Settlement Agreement, and can be viewed at [www.260WellesleySettlement.com](http://www.260WellesleySettlement.com).

The Court has now determined that the Settlement Agreement is fair, reasonable, and in the best interest of the Class, and it has been approved.

Eligible Class Members may now submit a claim to receive a portion of the Settlement Amount.

**2. Who is a member of the Class?**

The proposed settlement includes all persons who, on January 22, 2019 were tenants at 260 Wellesley ("**Resident Class**") and all other visitors of tenants who were present at the Building on January 22, 2019 ("**Visitor Class**").

In broad terms, Class Members who completed a valid claim form before the **Claims Deadline of October 19, 2021** will be eligible to receive the following:

- A. If you are a member of the **Tenant Class**
  - i. each successful claimant will receive up to a maximum of **\$600.00** for general inconvenience and displacement. This sum may be reduced depending on how many people make eligible claims;

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- ii. each successful claimant will additionally receive up to a maximum of **\$1,000.00** to compensate for certain injuries sustained due to the flood and power outage. This additional sum for injury compensation may be reduced depending on how many people make eligible claims.

**B. If you are a member of the Visitor Class**

- i. each successful claimant may additionally receive up to a maximum of **\$1,000.00** to compensate for certain injuries sustained due to the flood and power outage. This additional sum for injury compensation may be reduced depending on how many people make eligible claims.

**3. How I submit a claim**

To be eligible to receive part of the Settlement Fund, Class Members must submit a completed Claims Form to the Claim Administrator, RicePoint, **postmarked no later than October 19, 2021**. A Claims Form may be accessed at [www.260WellesleySettlement.com](http://www.260WellesleySettlement.com).

A person who submits a claim must meet specific criteria and submit supporting documents to be entitled to a portion of the settlement fund. It is the Administrator's responsibility to determine if a person who submits a claim is a Class Member, and ultimately whether that Class Member is entitled to a portion of the Settlement Fund.

**4. Additional information**

Claims Administrator: 260 Wellesley Street Class Action c/o RicePoint Administration Inc. P.O. Box 4454, Toronto, Station A 25 The Esplanade Toronto, ON M5W 4B1 <a href="http://www.260WellesleySettlement.com">www.260WellesleySettlement.com</a>	Class Counsel: Landy Marr Kats LLP Attention: Vadim Kats 2 Sheppard Avenue East, Suite 900 Toronto, ON M2N 5Y7 <a href="mailto:260@lmklawyers.com">260@lmklawyers.com</a>
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*The Ontario Superior Court of Justice has authorized this Notice. Questions about this Notice should NOT be directed to the Court.*